

THE HONORABLE MARSHA J. PECHMAN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

MARK HOFFMAN, on behalf of himself and all
others similarly situated,

Plaintiff,

vs.

HEARING HELP EXPRESS, INC.,
TRIANGULAR MEDIA CORP.,
LEADCREATIONS.COM, LLC and LEWIS
LURIE,

Defendants.

NO. 3:19-cv-05960-MJP

**STIPULATION AND ORDER
SETTING TRIAL DATE AND
RELATED DEADLINES**

Note on Motion Calendar: 9/17/20

I. STIPULATION

Plaintiff Mark Hoffman and Defendants Hearing Help Express, Inc. and Lewis Lurie
stipulate as follows:

EVENT	DATE
JURY TRIAL DATE	November 1, 2021
Deadline for joining additional parties	December 31, 2020
Reports from expert witness under FRCP 26(a)(2) due	January 15, 2021
Deadline to move for class certification	February 25, 2021

EVENT	DATE
All motions related to discovery must be filed by and noted on the motion calendar on the third Friday thereafter (see CR7(d))	May 6, 2021
Discovery completed by	April 30, 2021
All dispositive motions must be filed by and noted on the motion calendar on the fourth Friday thereafter (see CR7(d)) Counsel are cognizant of the requirement to provide courtesy copies of any motions with exhibits or other attachments exceeding 50 pages.	May 27, 2021
All motions in limine must be filed by and noted on the motion calendar no earlier than the third Friday thereafter and no later than the Friday before the pretrial conference	September 27, 2021
Agreed pretrial order due	October 19, 2021
Trial briefs, proposed voir dire questions, and proposed jury instructions	October 19, 2021
Pretrial conference	October 21, 2021 at 01:30 PM
Length of Jury Trial	5 – 7 days

COOPERATION:

As required by CR 37(a), counsel will resolve all discovery matters by agreement, if possible. Counsel shall also cooperate in preparing the final pretrial order in the format required by CR 16.1, except as set forth below.

EXHIBITS:

The original and one copy of the trial exhibits are to be delivered to chambers four days before the trial date. Each exhibit shall be clearly marked. Exhibit tags are available in the Clerk's Office. Pursuant to this Court's practices, plaintiff's exhibits shall be numbered consecutively beginning with 1 and defendants' exhibits shall be numbered consecutively beginning with the next number series not used by plaintiff. Duplicate documents shall not be

1 listed twice: once a party has identified an exhibit in the pretrial order, any party may use it.
2 Each set of exhibits shall be submitted in individual file folders with appropriately numbered
3 tabs.

4 **SETTLEMENT:**

5 Should this case settle, counsel shall notify Grant Cogswell as soon as possible at (206) 370
6 -8518.

7 RESPECTFULLY SUBMITTED AND DATED this 17th day of September, 2020.

8 TERRELL MARSHALL LAW
9 GROUP PLLC

BLANK ROME LLP

10 By: /s/ Adrienne D. McEntee, WSBA #34061

11 Beth E. Terrell, WSBA #26759
12 Email: bterrell@terrellmarshall.com
13 Jennifer Rust Murray, WSBA #36983
14 Email: jmurray@terrellmarshall.com
15 Adrienne D. McEntee, WSBA #34061
16 Email: amcentee@terrellmarshall.com
17 Benjamin M. Drachler, WSBA #51021
18 Email: bdrachler@terrellmarshall.com
19 936 North 34th Street, Suite 300
20 Seattle, Washington 98103-8869
21 Telephone: (206) 816-6603

22 Anthony I. Paronich, *Pro Hac Vice*
23 Email: anthony@paronichlaw.com
24 PARONICH LAW, P.C.
25 350 Lincoln Street, Suite 2400
26 Hingham, Massachusetts 02043
27 Telephone: (617) 485-0018
Facsimile: (508) 318-8100

*Attorneys for Plaintiff and the Proposed
Class*

By: /s/ Nicole Bartz Metral, Pro Hac Vice

Ana Tagvoryan, *Admitted Pro Hac Vice*
Email: atagvoryan@blankrome.com
Nicole Bartz Metral, *Pro Hac Vice*
Email: nbmetral@blankrome.com
BLANK ROME LLP
2029 Century Park East, 6th Floor
Los Angeles, California 90067
Telephone: (424) 239-3400
Facsimile: (424) 239-3434

David E. Crowe, WSBA #43529
Email: dcrowe@vkclaw.com
VAN KAMPEN & CROWE PLLC
1001 Fourth Avenue, Suite 4050
Seattle, Washington 98154
Telephone: (206) 386-7353
Facsimile: (206) 405-2825

Jeffrey Rosenthal, *Admitted Pro Hac Vice*
Email: rosenthal-j@blankrome.com
BLANK ROME LLP
130 North 18th Street
Philadelphia, Pennsylvania 19103
Telephone: (215) 569-5500
Facsimile: (215) 569-5555

*Attorneys for Defendant Hearing Help
Express, Inc.*

1 MALDONADO LAW GROUP

2 By: /s/ Edward Maldonado, Pro Hac Vice

3 Edward Maldonado, *Pro Hac Vice*

4 Email: eam@maldonado-group.com

5 Email: awclerk@maldonado-group.com

6 2850 S. Douglas Road, Suite 303

7 Coral Gables, Florida 33134

8 Telephone: (305) 477-7580

9 Carl J. Marquardt

10 Email: carl@cjmp LLC.com

11 LAW OFFICE OF CARL J.

12 MARQUARDT, PLLC

13 1126 34th Avenue, Suite 311

14 Seattle, Washington 98122-5137

15 Telephone: (206) 388-4498

16 *Attorneys for Defendant Lewis Lurie*

17 **II. [PROPOSED] ORDER**

18 IT IS SO ORDERED.

19 Dated this 21 day of September, 2020.

20 

21 UNITED STATES DISTRICT JUDGE

22 Marsha J. Pechman

CERTIFICATE OF SERVICE

I, Adrienne D. McEntee, hereby certify that on September 17, 2020, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

David E. Crowe, WSBA #43529
Email: dcrowe@vkclaw.com
VAN KAMPEN & CROWE PLLC
1001 Fourth Avenue, Suite 4050
Seattle, Washington 98154
Telephone: (206) 386-7353
Facsimile: (206) 405-2825

Ana Tagvoryan, *Admitted Pro Hac Vice*
Email: atagvoryan@blankrome.com
Nicole Bartz Metral, *Admitted Pro Hac Vice*
Email: nbmetral@blankrome.com
BLANK ROME LLP
2029 Century Park East, 6th Floor
Los Angeles, California 90067
Telephone: (424) 239-3400
Facsimile: (424) 239-3434

Jeffrey Rosenthal, *Admitted Pro Hac Vice*
Email: rosenthal-j@blankrome.com
BLANK ROME LLP
130 North 18th Street
Philadelphia, Pennsylvania 19103
Telephone: (215) 569-5500
Facsimile: (215) 569-5555

Attorneys for Defendant Hearing Help Express, Inc.

Carl J. Marquardt
Email: carl@cjmp LLC
LAW OFFICE OF CARL J. MARQUARDT, PLLC
1126 34th Avenue, Suite 311
Seattle, Washington 98122-5137
Telephone: (206) 388-4498

1 Edward Maldonado, *Admitted Pro Hac Vice*
2 Email: eam@maldonado-group.com
3 Email: awclerk@maldonado-group.com
4 MALDONADO LAW GROUP
5 2850 S. Douglas Road, Suite 303
6 Coral Gables, Florida 33134
7 Telephone: (305) 477-7580

8 *Attorneys for Defendant Lewis Lurie*

9 DATED this 17th day of September, 2020.

10 TERRELL MARSHALL LAW GROUP PLLC

11 By: /s/ Adrienne D. McEntee, WSBA #34061
12 Adrienne D. McEntee, WSBA #34061
13 Email: amcentee@terrellmarshall.com
14 936 North 34th Street, Suite 300
15 Seattle, Washington 98103
16 Telephone: (206) 816-6603
17 Facsimile: (206) 319-5450

18 *Attorneys for Plaintiff and the Proposed Class*